

AMENDED IN ASSEMBLY APRIL 6, 2011  
AMENDED IN ASSEMBLY MARCH 14, 2011  
CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

## ASSEMBLY BILL

**No. 414**

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**Introduced by Assembly Member Carter**

February 14, 2011

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An act to add Section 48913.5 to the Education Code, relating to pupils.

### LEGISLATIVE COUNSEL'S DIGEST

AB 414, as amended, Carter. Pupils: homework assignments for suspended pupils.

(1) Existing law authorizes the teacher of any class from which a pupil is suspended to require the suspended pupil to complete any assignments and tests missed during the suspension.

This bill would additionally require, upon the request of a parent, legal guardian, *or other person holding the right to make educational decisions for the pupil*, or the affected pupil, a teacher to provide appropriate homework *and missed assignments* to a pupil in any of grades 4 to 8, inclusive, who has been suspended from school for 3 schooldays or less. Because this bill would impose new duties on school districts, it would constitute a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state,

reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. It is the intent of the Legislature to ensure that  
2 pupils in grades 4 to 8, inclusive, who are suspended for three ~~days~~  
3  *schooldays* or less do not fall behind in class assignments or  
4 homework. It is not the intent of the Legislature to require teachers  
5 to correct classroom assignments or homework missed while a  
6 pupil is suspended or to add any additional burden on teachers  
7 with respect to their workload.  
8 SEC. 2. Section 48913.5 is added to the Education Code, to  
9 read:  
10 48913.5. Upon the request of a parent, legal guardian, *or other*  
11  *person holding the right to make educational decisions for the*  
12  *pupil*, or the affected pupil, a teacher shall provide appropriate  
13 homework *and missed assignments* to a pupil in any of grades 4  
14 to 8, inclusive, who has been suspended from school for three  
15 schooldays or less.  
16 SEC. 3. If the Commission on State Mandates determines that  
17 this act contains costs mandated by the state, reimbursement to  
18 local agencies and school districts for those costs shall be made  
19 pursuant to Part 7 (commencing with Section 17500) of Division  
20 4 of Title 2 of the Government Code.